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CRS/CARF Alert



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Country:	Germany	Regime:	CRS/CARF

Germany: Introduces Draft Law to Implement DAC 8 Regulations Based on the CARF and Amendments to the CRS

On 04 November 2024, the Federal Ministry of Finance (BMF) announced that new draft law had been issued to implement Council Directive (EU) 2023/2226 of 17 October 2023 (found [here](#)). The draft law seeks to incorporate the DAC 8 requirements into German national law by the EU mandate deadline of 31 December 2025.

The DAC 8 will be implemented through a new law, the Crypto Assets Tax Transparency Act (KStTG), which introduces regulations on due diligence and reporting obligations for crypto service providers (CSPs) and outlines the automatic exchange of reported information. In addition, further DAC 8 rules will be implemented through amendments to various German laws, including the German CRS Law (FKAustG) and the Platform Tax Transparency Act (Plattformen-Steuertransparenzgesetz)

The DAC 8 regulations align with the OECD's Crypto-Asset Reporting Framework (CARF) and the amended Common Reporting Standard (CRS), which already include provisions for information exchange with tax authorities in third countries (non-EU jurisdictions). The draft law includes provisions to facilitate future information exchanges on CARF with tax authorities in third countries through multilateral administrative agreements (MCAA). However, such exchanges will only commence after the MCAAs have been ratified and become effective.

The BMF invited public comments on the draft law and the public consultation was concluded on 14 November 2024.

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Reference: [Press Release](#) and [Draft Law Implementing DAC 8 Regulations](#) [PDF 1,595KB]

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